IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 386 OF 2005

Sanjay S. Parab & Anr.. .... .... Petitioners.
Versus
The State of Maharashtra & Ors..... .... Respondents.

Mr. Y. M. Pendse for the Petitioners.
Mr. P. I. Khemani, AGP for Respondent Nos.1 to 3.
Mr. R. S. Pai i/by S. Udeshi & Co. for Respondent No.4.

CORAM: DALVEER BHANDARI, C.J. &
S. A. BOBDE, J.

DATED : APRIL 28, 2005.

P.C. :

This petition has been filed on behalf of the petitioners and other 34 workmen regarding their outstanding dues shown in Exhibit "B" to the petition. Learned Counsel appearing for respondent No.4 fairly submits that in fact the amount indicated in Exhibit "B" is due and payable by respondent No.4. The respondent did not pay the amount because the petitioners did not come forward and give receipt of the payments. It was submitted by the learned Counsel for the respondents that the payment can be made immediately on petitioners giving

receipts of the amount paid to them.

2. Learned Counsel for the respondents has agreed to deposit the entire outstanding amount with the Prothonotary and Senior Master of this Court within four weeks from today. We direct the Prothonotary and Senior Master to disburse the amount to 36 employees, including the petitioners, whose details have been given in Exhibit “B” to this petition within one week of depositing the amount by respondent No.4.

3. However, liberty is given to the petitioners to approach the Court in case there is any default in depositing any amount as directed by respondent No.4.

4. No further directions are necessary. This petition is, accordingly, disposed of.

Sd/-

CHIEF JUSTICE

Sd/-

S. A. BOBDE, J.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 862 OF 2005

IN

WRIT PETITION NO. 386 OF 2005

Sanjay S. Parab & Anr.. .... .... Petitioners.
Versus
The State of Maharashtra & Ors..... .... Respondents.

Mr. Y. M. Pendse for the Petitioners.
Mr. P. I. Khemani, AGP for Respondent Nos.1 to 3.
Mr. R. S. Pai i/by S. Udeshi & Co. for Respondent No.4.

CORAM: DALVEER BHANDARI, C.J. &
S. A. BOBDE, J.

DATED : APRIL 28, 2005.

P.C. :

In view of the disposal of the writ petition itself, this civil application does not survive. Hence rejected.

Sd/-

CHIEF JUSTICE

Sd/-

S. A. BOBDE, J.